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21 Attorneys for Defendant  
22 FOODLINER, INC.

23 **UNITED STATES DISTRICT COURT**  
24 **NORTHERN DISTRICT OF CALIFORNIA**  
25 **OAKLAND DIVISION**

26 RONDA AUSTIN, CHRISTOPHER  
27 CORDUCK, ERNEST DIAL, BILLY  
28 WAYNE GIBSON, and BOBBY G. SMITH,  
on behalf of themselves and others similarly  
situated;

Plaintiffs,

vs.

FOODLINER, INC.,

Defendant.

Case No. 4:16-cv-07185-HSG

**STIPULATION AND ORDER  
REGARDING PLAINTIFFS'  
DEADLINE TO FILE A MOTION FOR  
PRELIMINARY APPROVAL OF CLASS  
ACTION SETTLEMENT**

1 Plaintiffs RONDA AUSTIN, CHRISTOPHER CORDUCK, ERNEST DIAL, BILLY  
2 WAYNE GIBSON, and BOBBY G. SMITH (“Plaintiffs”) and Defendant FOODLINER, INC.  
3 (“Defendant” or “FOODLINER”) (together with Plaintiffs, “the Parties”) hereby submit the  
4 following stipulation and proposed order continuing the deadline for Plaintiffs to file a motion  
5 for preliminary approval of the Parties’ class action settlement.

6 WHEREAS, the Parties reached an agreement to settle the class action claims in this  
7 case on April 10, 2018;

8 WHEREAS, the Parties notified the Court of this settlement on April 19, 2018 (Dkt.  
9 43);

10 WHEREAS, the Court vacated Plaintiffs’ deadline to file a motion for class  
11 certification and set a deadline of June 4, 2018, for Plaintiffs to file a motion for preliminary  
12 approval (Dkt. 44); and

13 WHEREAS, the Parties are continuing to finalize the settlement agreement and  
14 anticipate completing the agreement by June 11, 2018.

15 Based on the foregoing, the Parties, by and through their counsel of record and subject  
16 to this Court’s approval, hereby stipulate and agree that the deadline for Plaintiffs’ to file a  
17 motion for preliminary approval of the class action settlement should be continued until June  
18 22, 2018.

19 IT IS SO STIPULATED.  
20

21 DATED: June 1, 2018

HUNTER PYLE LAW

22  
23 By: /s/ Chad Saunders

Hunter Pyle  
Chad Saunders

24  
25 Attorneys for Plaintiffs RONDA AUSTIN,  
26 CHRISTOPHER CORDUCK, ERNEST  
27 DIAL, BILLY WAYNE GIBSON and  
28 BOBBY G. SMITH

1 DATED: June 1, 2018

GORDON & REES SCULLY  
MANSUKHANI LLP

3 By: /s/ Sat Sang S. Khalsa

4 Mollie M. Burks  
5 Sat Sang S. Khalsa  
6 Nicholas A. Deming

7 Attorneys for Defendant  
8 FOODLINER, INC.

8 **Attestation Pursuant to Local Rule 5-1(i)(3)**

9 I hereby attest that all signatories indicated by a conformed signature (/s/) have concurred  
10 in the filing of this document.

11 Dated: June 1, 2018

/s/ Chad Saunders  
Chad Saunders

14 PURSUANT TO STIPULATION, IT IS SO ORDERED.

15 Dated: June 4, 2018

17   
18 Hon. Haywood S. Gilliam, Jr.